

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office DEC 17 1976

Returned to applicant for correction JAN 25 1977

Corrected application filed JAN 31 1977 Map filed JAN 31 1977

The applicant Mentaberry Brothers

of McDermitt

Street and No. or P.O. Box No. Nevada 89421, hereby make application for permission to change the  
State and Zip Code No.

point of diversion of a portion

of water heretofore appropriated under Application 18724, Certificate 7748

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground

Name of stream, lake or other source.

2. The amount of water to be changed 1.66 c.f.s.

Second feet, acre feet.

3. The water to be used for irrigation

If for stock state number and kind of animals.

4. The water heretofore used for irrigation

If for stock state number and kind of animals.

5. The water is to be diverted at the following point NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 24 T.47N., R.37E.,

M.D.B.&M. or at a point from which the East <sup>1</sup>/<sub>4</sub> of said Section 24  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be  
bears S 47° 33' E 3,743'  
stated.

6. The existing point of diversion is located within NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 24 T.47N., R.37E.,

M.D.B.&M. or at a point from which the NE corner of said Section  
If point of diversion is not changed, do not answer.  
bears N 88° 31' E 3,861'

7. Proposed place of use NE<sup>1</sup>/<sub>4</sub> and the E<sup>1</sup>/<sub>2</sub> NW<sup>1</sup>/<sub>4</sub> of Section 24 T.47N., R.37E.,

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

M.D.B.&M.

8. Existing place of use 26.7 acres in NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>, 37.15 acres in SE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>, 26.7

Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

acres in NW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>, 26.6 acres in NE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>, 17.07 acres in SW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>,  
18.90 acres in SE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> all within Section 24 T.47N., R.37E., M.D.B.&M.  
153.12 acres total.

9. Use will be from March 15 to November 15 of each year.

Day and Month

Day and Month

10. Use has been from March 15 to November 15 of each year.

Day and Month

Day and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) well, pump, and ditches.

State manner in which water is to be diverted, whether by dam or other works,

whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works...\$20,000.00
13. Estimated time required to construct works...1 year
14. Estimated time required to complete the application of water to beneficial use...1 year
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This well under Application 18724 does not produce what is required, therefore the additional point is requested.

Compared...dc/jw lk/ga Applicant...s/Robert N. Caldwell

By...Robert N. Caldwell (agent)  
530 Melarkey Street  
Winnemucca, Nevada 89445

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 18724, Certificate 7748 is issued subject to the terms and conditions imposed in said Permit 18724, Certificate 7748 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion. and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The place of use is limited to 153.12 acres described on Certificate 7748.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.66 cubic feet per second but not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before November 12, 1977

Proof of commencement of work shall be filed before December 12, 1977

Work must be prosecuted with reasonable diligence and be completed on or before November 12, 1978

Proof of completion of work shall be filed before December 12, 1978

Application of water to beneficial use shall be made on or before November 12, 1980

Proof of the application of water to beneficial use shall be filed on or before December 12, 1980

Map in support of proof of beneficial use shall be filed on or before December 12, 1980

Commencement of work filed DEC 15 1977

Completion of work filed DEC 28 1978

Proof of beneficial use filed APR 15 1983

Cultural map filed APR 15 1983

Certificate No. 10644 Issued MAY 9 1983

Recorded Bk. 36 Page.

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 12th day of May

A.D. 1977

State Engineer